

2020年5月号臨時号 隔離措置中及び直後に期日を迎える財務諸表及び税務申告提出期限の変更の件

2020年4月29日に公表された税務申告に関する期日の延長（RR No.11-2020）に関して、マニラ首都圏における MECQ（修正された強化されたコミュニティ隔離措置）が5月31日まで延長された事に伴い、BIRのスタンスの発表が行われています（RR No.12-2020）。また、SECは、2020年1月以降に決算日を迎える企業についての財務諸表の提出期日の延期を発表しています（SEC Memorandum Circular No.17）。

1. RR No.12-2020 の概要

2020年5月12日にフィリピン政府より発令されたマニラ首都圏等一部地域における「修正された強化されたコミュニティ隔離措置」の延長を受け、企業活動についての制限は継続して行われているものの、再開できる企業が多い点等を加味し、RR No.11-2020 で発表された期日より税務申告についての期日の延長が行われない事が発表されました。そのため、12月決算の企業における法人税の申告期日は6月14日から変更はありません。

2. SEC Memorandum Circular No.17 の内容

2020年1月31日以降に決算日を迎える企業についての財務諸表のSECへの提出期日は以下の通りです。なお、2019年12月31日に決算日を迎える企業員についての財務諸表のSECへの提出期日はSEC Memorandum Circular No.5から変更は無く、2020年6月30日です。

決算日	オリジナルの期日	本変更後の期日
2020年1月31日	2020年5月30日	2020年7月29日
2020年2月29日	2020年6月28日	2020年8月27日
2020年3月31日	2020年7月29日	2020年9月27日
2020年4月30日	2020年8月28日	2020年10月12日

3. 適用時期

本規則は公表後即座に適用開始のため、当該ルールは本メールマガジン発行時点で有効です。

4. 留意点

今後の状況によっては、ロックダウンに伴う期日の変更が発表される可能性は十分あると言えます。そのため、今後も適宜情報を更新することが非常に重要です。



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会社紹介

P&A グラントントン ジャパンデスク (担当：松下、川原田、今枝)

現在約 300 社の日系企業へサービスを提供。現地経営者、フィリピン市場へ進出を検討している日本企業の皆様へより、業務に深く関わったサービスを提供するべく計 3 名の日本人が対応しています。

P&A グラントントン

1988 年 Benjamin R. Punongbayan と Jose G. Araullo によって設立。現在は、Chairman & CEO である Ma. Victoria Espano が指揮の元フィリピン TOP 4 規模の会計会社として、主にフィリピン企業の顧客を始め、外国企業のフィリピン進出増加と共に、日系企業へのサービスも提供。2020 年現在パートナー 23 名、社員 900 名の体制で構成されており、インターナショナルファームの一つである、Grant Thornton (グラントントン) と提携し、そのノウハウを活かしながら、クオリティの高いサービスを、大手顧客から、ミッドサイズ、外国企業、スタートアップ企業まで幅広い顧客層へ提供しています。

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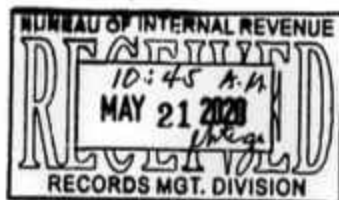
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Republic of the Philippines
Department of Finance
BUREAU OF INTERNAL REVENUE
National Office
Quezon City



May 14, 2020

REVENUE REGULATIONS NO. 12-2020

SUBJECT: Amends Revenue Regulations No. 10-2020, as amended by Revenue Regulations No. 11-2020, relative to the extension of statutory deadlines and timelines for the filing and submission of any document and the payment of taxes pursuant to Section 4 (z) of Republic Act No. 11469, otherwise known as "Bayanihan to Heal As One Act"

TO: All Internal Revenue Officials and Others Concerned

SECTION 1. PURPOSE. Pursuant to Section 4 (z) of Republic Act No. 11469, otherwise known as "Bayanihan to Heal As One Act", declaring the existence of a national emergency arising from the Coronavirus Disease 2019 (COVID-19), and in consideration of the revenue need of the government, these Regulations are hereby promulgated to amend certain provisions of RR No. 10-2020, as amended by RR No. 11-2020, particularly on the extension of deadlines to submit, file and or pay the necessary documents and or taxes required under the Tax Code, as amended, as well as in the existing revenue regulations.

SECTION 2. AMENDMENT TO SECTION 2. Section 2 of RR No. 10-2020, as amended by Section 2 of RR No. 11-2020, is hereby further amended to read as follows:

"The following statutory deadlines for the submission and or filing of the following documents and/or returns, as well as the payment of the following taxes, are extended as follows:

XXX XXX XXX

"The extension of due dates shall be made applicable throughout the Philippines. If the new extended due dates fall on a holiday or non-working day, then, the submission and or filing contemplated herein shall be made on the next working day.

Further, the term "quarantine" used herein shall mean any announcement by the National Government resulting to limited operations and mobility, including, but not limited to, *community quarantine, enhanced community quarantine, and modified enhanced community quarantine.*"

SECTION 3. REPEAL OF SECTION 3. – Section 3 of RR No. 10 2020, as amended by Section 3 of RR No. 11-2020, is hereby repealed. The defined extended due dates under Section 2 of RR No. 11-2020 shall remain in effect regardless of any extension or modification of quarantine.

SECTION 4. FILING OF TAX RETURNS AND PAYMENT OF TAXES DUE. Since the extended deadlines provided in RR 11-2020 remain in effect, taxpayers are reminded to file their returns pay taxes on or before the deadlines provided therein.

taxpayers are likewise reminded that if they file their tax returns within the original deadline or prior to the extended deadline, they can amend their tax returns at any time on or before the extended due date. An amendment that will result in additional tax to be paid, can still be paid without the imposition of corresponding penalties (surcharge, interest and compromise penalties) if the same shall be done not later than the extended deadline as provided under existing rules and regulations.

A taxpayer whose amended returns will result in overpayment of taxes paid, can opt to carry over the overpaid tax as credit against the tax due for the same tax type in the succeeding periods' tax returns, aside from filing for claim for refund.

SECTION 5. REPEALING CLAUSE. All existing rules and regulations, issuances or parts thereof, which are inconsistent with the provisions of these Regulations, are hereby repealed, amended, or modified accordingly.

SECTION 6. SEPARABILITY CLAUSE. If any clause, sentence, provision or section of these Regulations shall be held invalid or unconstitutional, the remaining parts thereof shall not be affected thereby.

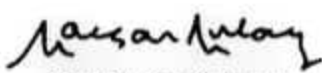
SECTION 7. EFFECTIVITY. These Regulations shall take effect immediately.




CARLOS G. DOMINGUEZ III
Secretary of Finance

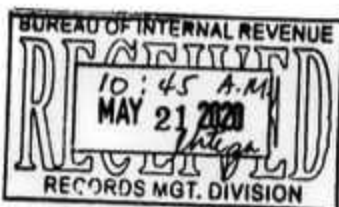
MAY 20 2020

Recommending Approval:



CAESAR R. DULAY

Commissioner of Internal Revenue





**SEC MEMORANDUM CIRCULAR NO. 17
SERIES OF 2020**

TO: ALL CONCERNED CORPORATIONS

SUBJECT: EXTENSION OF THE DEADLINE FOR THE SUBMISSION OF 2020 ANNUAL REPORTS AND/OR AUDITED FINANCIAL STATEMENTS OF COMPANIES WITH FISCAL YEAR ENDING 31 JANUARY 2020 TO 30 APRIL 2020, INCLUDING THE APPLICABLE QUARTERLY REPORTS

As the Coronavirus Disease 2019 (COVID-19) continues to spread globally and is causing serious business and economic disruptions, the extent and duration of the effect on business remains unclear. The Commission recognizes the degree of difficulty in the preparation of the financial statements and in the completion of statutory audits brought about by the challenges in the application of certain accounting standards and in the execution of statutory audits of the affected companies within the first and second quarters of the year.

In view of the foregoing and in line with the Office of the President's declaration of state of public health emergency (Proclamation No. 922, dated 08 March 2020) and the Republic Act No.11469 Section 4(z), the Commission applies measures to ease the regulatory burden on the business sector. Therefore, pursuant to the regulatory power of the Commission under Section 5.1(g) of the Securities Regulation Code (SRC) and Section 179(o) of the Revised Corporation Code, the Commission grants **extension of the deadlines for the submission of the following reports of companies with fiscal years ending 31 January 2020 to 31 March 2020, for a period of 60 calendar days from the regular filing deadlines; while for the companies with fiscal year ending 30 April 2020, an extension of the deadline for the submission of the following reports is for a period of 45 calendar days from the regular filing deadline:**

- i. Annual Reports (SEC Form 17-A) and Audited Financial Statements (AFS) of publicly-listed companies (PLC);
- ii. Annual Reports and AFS of issuers of registered securities (other than publicly-listed companies); and

- iii. AFS of all other companies other than items (i) and (ii) above.

Likewise, the deadline for the submission of the **Quarterly Reports (SEC 17-Q) for the first quarter of the covered companies under this Memorandum Circular, is hereby extended for a period of 45 calendar days from the regular filing deadlines.**

The extension of filing period shall automatically be applied without the need for a request from the covered companies.

The illustrative examples of the extended filing deadlines are indicated in Annex "A" of this Memorandum Circular.

For PLC and issuers of registered securities under the supervision of the Market and Securities Regulation Department, the concerned companies that may want to avail the extended period for filing of the SEC Form 17-A and SEC Form 17-Q Reports pursuant to this Memorandum Circular **shall file the special disclosure form SEC Form 17-LC. The SEC Form 17-LC shall be filed not later than five (5) calendar days before the regular filing deadline.**

PLC shall continuously observe the disclosure obligations under the SRC and the Philippine Stock Exchange Consolidated Listing and Disclosure Rules. This means that all material information, whether price-sensitive or trade sensitive, must be disclosed on a timely basis. Where the company's operations are materially affected by the COVID-19 outbreak, disclosure on the financial impact or any other material aspects should be made immediately.


Meanwhile, covered companies are encouraged to file their reports before the extended deadline of submission as allowed under this Memorandum Circular.

The Commission shall continue to assess the development or impact of COVID-19 in the preparation of financial statements and in the completion of statutory audits of companies and may issue appropriate rules and regulations to address the concerns that may further arise.

This Memorandum Circular shall be published in two (2) newspapers of general circulation.

Issued this 7 May 2020 at Pasay City, Philippines.

For the Commission:


EMILIO B. AQUINO
Chairperson

Annex “A”

A. For Annual Reports and AFS including Quarterly Reports of 1st Quarter of companies under items (i) and (ii) of this Memorandum Circular

Fiscal Year-End	Original Filing Deadlines for Annual Reports and AFS	New Filing Deadlines for Annual Reports and AFS	1 st Quarter Period	Original Filing Deadlines for the Quarterly Reports	New Filing Deadlines for the Quarterly Reports
31 January 2020	15 May 2020	14 July 2020	February to April 2020	14 June 2020	29 July 2020
29 February 2020	13 June 2020	12 August 2020	March to May 2020	15 July 2020	29 August 2020
31 March 2020	14 July 2020	12 September 2020	April to June 2020	14 August 2020	28 September 2020
30 April 2020	13 August 2020	27 September 2020	May to July 2020	14 September 2020	29 October 2020

B. For AFS of companies under item (iii) of this Memorandum Circular

Fiscal Year-End	Original Filing Deadlines	New Filing Deadlines
31 January 2020	30 May 2020	29 July 2020
29 February 2020	28 June 2020	27 August 2020
31 March 2020	29 July 2020	27 September 2020
30 April 2020	28 August 2020	12 October 2020